THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No. 23146 of 1998

Date: 21.06.2007

Between:

M.E.Ch. Vidyasagar

… Petitioner

AND

Andhra Pradesh State Road Transport Corporation, rep., by its Chairman, Musheerabad, Hyderabad & others.

… Respondents

Counsel for the petitioner : Sri Pratap Narayan Sanghi

Counsel for the respondents : None

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ORDER:-

This writ petition is filed for a Mandamus to set aside the proceedings Nos.01/417(1)/94-HDP and No.P2/19(10)/98 PO(iv) dated 06.04.1995 and 25.07.1998 respectively by which the petitioner was removed as Conductor and the removal was confirmed in an appeal as illegal, arbitrary and unconstitutional and for reinstatement.

Sri Pratap Narayan Sanghi, learned counsel for the petitioner, at the hearing fairly conceded that the petitioner has an effective alternative remedy of raising an industrial dispute under Section 2-A of the Industrial Disputes Act, 1947 and the petitioner may be permitted to raise such a dispute.

In view of his representation, writ petition is dismissed giving liberty to the petitioner to approach the Labour Court by raising an industrial dispute and on the petitioner raising such a dispute, the Labour Court is directed to dispose of the same on merits without treating the dispute as suffering from laches. No costs.

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C.V.NAGARJUNA REDDY, J

Date: 21.06.2007
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